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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Martin J Walsh,

10 Plaintiff,

11 v.

12 VH Harvesting LLC, et al.,

13 Defendants.
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No. CV-22-01805-PHX-DJH

ORDER

15 Pending before the Court is the Stipulation to Entry of Preliminary Injunction
16 Against Defendant T & K Feeds, Inc., jointly filed by Martin J. Walsh, Secretary of Labor
17 (“Plaintiff”) and Defendant T & K Feeds, Inc. (“Defendant”) (Doc. 14). Plaintiff and
18 Defendant agree to the entry of this Order to resolve all matters in dispute in this action
19 between them.

20 Accordingly,

21 **IT IS ORDERED** that the parties’ Stipulation to Entry of Preliminary Injunction
22 Against Defendant T & K Feeds Inc. (Doc. 14) is **granted**.

23 **IT IS FURTHER ORDERED** that Defendant is enjoined and restrained from
24 employing VH Harvesting’s H-2A workers admitted to the United States pursuant to the
25 approved H-2A Agricultural Clearance Order for H-2A Case No. H-300-21350-769065,
26 unless otherwise permitted under the H-2A program.


27 **IT IS FURTHER ORDERED** that Defendant shall continue to provide VH
28 Harvesting’s H-2A workers with adequate housing facilities until the H-2A workers are

1 transitioned over to adequate housing provided by VH Harvesting, or otherwise return to
2 Mexico through transportation provided by VH Harvesting. Such housing facilities shall
3 be in compliance with the H-2A Agricultural Clearance Order for H-2A Case No. H-300-
4 21350-769065.

5 **IT IS FURTHER ORDERED** that Defendant is enjoined and restrained from
6 violating the H-2A Agricultural Clearance Order for H-2A case No. H-300-21350-769065
7 and 20 C.F.R. § 655.135.

8 **IT IS FURTHER ORDERED** that if Defendant participates in the H-2A program,
9 Defendant is enjoined and restrained from violating the applicable H-2A clearance order(s)
10 and applicable federal, state, and local laws and standards, including but not limited to 20
11 C.F.R. § 655.122(h)(4); 29 C.F.R. §§ 500.105, 500.120-.128; and 29 C.F.R. § 1910.142.

12 Dated this 25th day of October, 2022.

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16 Honorable Diane J. Humetewa
17 United States District Judge
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